



3606-0113P

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: ROSSELLA DE BENEDITTIS et al
Serial No.: 09/744,077 ✓ Group No.:
Filed: MARCH 15, 2001 Examiner:
For: METHOD AND DEVICE FOR THE ANTENNA SELECTION IN A
DIGITAL TELECOMMUNICATION SYSTEM

REQUEST FOR A CORRECTED NOTIFICATION OF ACCEPTANCE

Honorable Commissioner of Patents
Washington, D.C. 20231
and Trademarks

JUN -6 2001

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Sir:

Attached hereto is the Notification of Acceptance in connection with the above-identified application.

THE FOLLOWING CORRECTION(S) ARE RESPECTFULLY REQUESTED:

FOREIGN APPLICATION PRIORITY DATE--

Change From: "SEPTEMBER 2, 1994"

To: --JULY 21, 1998--

It is respectfully requested that the United States Patent and Trademark Office forward a new Notification of Acceptance to the undersigned attorney showing the correction(s) as listed on the enclosed photocopy of our Declaration/Power of Attorney.

09/744,077

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. 1.16 or under 37 C.F.R. 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By: 

MICHAEL K. MUTTER
Reg. No. 29,680

P.O. Box 747
Falls Church, VA 22040-0747

Attachment
MKM/per
(703) 205-8000



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT
United States Patent and Trademark Office
Washington, D.C. 20231
www.uspto.gov

U.S. APPLICATION NO.

09/744077

FIRST NAMED APPLICANT

JOE BENEDITTIS

ATTY. DOCKET NO.

R

3606-0113P

INTERNATIONAL APPLICATION NO.

PCT/EP99/05326

I.A. FILING DATE

01 SEP 95

PRIORITY DATE

02 SEP 94

BIRCH STEWART KOLASCH & BIRCH
8110 GATEHOUSE ROAD
SUITE 500 EAST
FALLS CHURCH, VA 22042REVIEWED BY
DOCKETING

mm 4-6-01

DATE MAILED:

29 MAR 2001

**NOTIFICATION OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C. 371
AND 37 CFR 1.494 OR 1.495**

1. The applicant is hereby advised that the United States Patent and Trademark Office in its capacity as ☐ a Designated Office (37 CFR 1.494), ☒ an Elected Office (37 CFR 1.495), has determined that the above-identified international application has met the requirements of 35 U.S.C. 371, and is **ACCEPTED** for national patentability examination in the United States Patent and Trademark Office.

2. The United States Application Number assigned to the application is shown above and the relevant dates are:

15 MAR 2001

15 MAR 2001

DATE OF RECEIPT OF

35 U.S.C. 371(c)(1), (c)(2) and (c)(4) REQUIREMENTS

DATE OF RECEIPT OF ALL

35 U.S.C. 371 REQUIREMENTS

A Filing Receipt (PTO-103X) will be issued for the present application in due course. **THE DATE APPEARING ON THE FILING RECEIPT AS THE "FILING DATE" IS THE DATE ON WHICH THE LAST OF THE 35 U.S.C. 371 REQUIREMENTS HAS BEEN RECEIVED IN THE OFFICE. THIS DATE IS SHOWN ABOVE.** The filing date of the above-identified application is the international filing date of the international application (Article 11(3) and 35 U.S.C. 363). Once the Filing Receipt has been received, send all correspondence to the Group Art Unit designated thereon.

3. ☒ A request for immediate examination under 35 U.S.C. 371(f) was received on 19 JAN 2001 and the application will be examined in turn.

4. The following items have been received:

- ☒ U.S. Basic National Fee.
- ☒ Copy of the international application.
- ☐ Translation of the international application into English.
- ☒ Oath or Declaration of inventor(s).
- ☐ Copy of Article 19 amendments. ☐ Translation of Article 19 amendments into English.
The Article 19 amendments ☐ have ☐ not been entered.
- ☒ The International Preliminary Examination Report in English and its Annexes, if any.
- ☐ Copy of the Annexes to the International Preliminary Examination Report (IPER).
☐ Translation of Annexes to the IPER into English.
The Annexes ☐ have ☐ not been entered.
- ☒ Preliminary amendment(s) filed 19 JAN 2001 and _____.
- ☒ Information Disclosure Statement(s) filed 19 JAN 2001 and _____.
- ☐ Assignment document.
- ☐ Power of Attorney and/or Change of Address.
- ☐ Substitute specification filed _____.
- ☐ Indication of Small Entity Status.
- ☒ Priority Document.
- ☒ Copy of the International Search Report ☒ and copies of the references cited therein.
- ☐ Other:

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5).

Shakeel Ahmed

Telephone: 703-305-3659

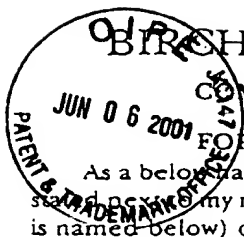
FORM PCT/DO/EO/903 (March 2001)

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OCT 30 2001

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PLEASE NOTE:
YOU MUST
COMPLETE THE
FOLLOWING:



BIRCH, STEWART, KOLASCH & BIRCH, LLP

COMBINED DECLARATION AND POWER OF ATTORNEY

ATTORNEY DOCKET NO.

FOR PATENT AND DESIGN APPLICATIONS

6468 3606-0113P

As a below-named inventor, I hereby declare that: my residence, post office address and citizenship are as stated below; that I verily believe that I am the original, first and sole inventor (if only one inventor is named below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Insert Title:

Method and device for the antenna selection in a digital telecommunication system

Fill in Appropriate
Information -
For Use Without
Specification
Attached:

the specification of which is attached hereto. If not attached hereto,

the specification was filed on January 19, 2001

United States Application Number 09/744,077; and /or

the specification was filed on JULY 16 1999

International Application Number PCT/EP99/05326; and was

amended under PCT Article 19 on _____ (if applicable)

COPY

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I do not know and do not believe the same was ever known or used in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to this application, that the same was not in public use or on sale in the United States of America more than one year prior to this application, that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months (six months for designs) prior to this application, and that no application for patent or inventor's certificate on this invention has been filed in any country foreign to the United States of America prior to this application by me or my legal representatives or assigns, except as follows.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 (a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Insert Priority
Information:
(if appropriate)

Prior Foreign Application(s)

M198A001674

(Number)

ITALY

(Country)

JULY 21, 1998

(Month/Day/Year Filed)

Priority Claimed

☒

☐

Yes

No

☐

☐

Yes

No

☐

☐

Yes

No

☐

☐

Yes

No

☐

☐

Yes

No

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below.

Insert Provisional
Application(s):
(if any)

(Application Number)

(Filing Date)

(Application Number)

(Filing Date)

All Foreign Applications, if any, for any Patent or Inventor's Certificate Filed More Than 12 Months (6 Months for Designs) Prior To The Filing Date of This Application:

Insert Requested
Information:
(if appropriate)

Country

Application No.

Date of Filing (Month/Day/Year)

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Insert Prior U.S.
Application(s):
(if any)

(Application Number)

(Filing Date)

(Status - patented, pending, abandoned)

(Application Number)

(Filing Date)

(Status - patented, pending, abandoned)

I hereby appoint the following attorneys to prosecute this application and/or an international application based on this application and to transact all business in the Patent and Trademark Office connected therewith and in connection with the resulting patent based on instructions received from the entity who first sent the application papers to the attorneys identified below, unless the inventor(s) or assignee provides said attorneys with a written notice to the contrary:

Terrell C. Birch	(Reg. No. 19,382)	Raymond C. Stewart	(Reg. No. 21,066)
Joseph A. Kolasch	(Reg. No. 22,463)	James M. Slattery	(Reg. No. 28,380)
Bernard L. Sweney	(Reg. No. 24,448)	Michael K. Mutter	(Reg. No. 29,680)
Charles Gorenstein	(Reg. No. 29,271)	Gerald M. Murphy, Jr.	(Reg. No. 28,977)
Leonard R. Svensson	(Reg. No. 30,330)	Terry L. Clark	(Reg. No. 32,644)
Andrew D. Meikle	(Reg. No. 32,868)	Marc S. Weiner	(Reg. No. 32,181)
Joe McKinney Muncy	(Reg. No. 32,334)		
C. Joseph Faraci	(Reg. No. 32,350)	Donald J. Daley	(Reg. No. 34,313)

Send Correspondence to: **BIRCH, STEWART, KOLASCH & BIRCH, LLP**
P.O. Box 747 • Falls Church, Virginia 22040-0747
Telephone: (703) 205-8000 • Facsimile: (703) 205-8050

PLEASE NOTE:
 YOU MUST
 COMPLETE THE
 FOLLOWING:

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of First or Sole
 Inventor:
 Insert Name of Inventor
 Insert Date This
 Document is Signed

Insert Residence
 Insert Citizenship

Insert Post Office
 Address

Full Name of Second
 Inventor, if any

see above

Full Name of Third
 Inventor, if any

see above

Full Name of Fourth
 Inventor, if any

see above

Full Name of Fifth
 Inventor, if any

see above

GIVEN NAME	FAMILY NAME	INVENTOR'S SIGNATURE	DATE*
ROSSELLA	DE BENEDITTIS	<i>Rosella De Benedittis</i>	22-01-2001
Residence (City, State & Country)		CITIZENSHIP	
20020 BARBAIANA DI LAINATE - ITALY		ITALIAN	
POST OFFICE ADDRESS (Complete Street Address including City, State & Country)			
Via delle Margherite, 9 - 20020 Barbaiana di Lainate - Italy			
GIVEN NAME	FAMILY NAME	INVENTOR'S SIGNATURE	DATE*
GIANCARLO	ROSINA	<i>Rosina Giancarlo</i>	22/01/2001
Residence (City, State & Country)		CITIZENSHIP	
20018 SEDRIANO - ITALY		ITALIAN	
POST OFFICE ADDRESS (Complete Street Address including City, State & Country)			
Cascina Legoratta - 20018 Sedriano - Italy			
GIVEN NAME	FAMILY NAME	INVENTOR'S SIGNATURE	DATE*
ALESSANDRO	BETTI	<i>Alessandro Betti</i>	28/01/2001
Residence (City, State & Country)		CITIZENSHIP	
62100 MACERATA - ITALY		ITALIAN	
POST OFFICE ADDRESS (Complete Street Address including City, State & Country)			
Via Rosetani, 24 - 62100 Macerata - Italy			
GIVEN NAME	FAMILY NAME	INVENTOR'S SIGNATURE	DATE*
GIORGIO	SALTINI	<i>Giorgio Saltini</i>	14/02/2001
Residence (City, State & Country)		CITIZENSHIP	
20156 MILANO - ITALY		ITALIAN	
POST OFFICE ADDRESS (Complete Street Address including City, State & Country)			
Via Dario Niccodemi, 1 - 20156 Milano - Italy			
GIVEN NAME	FAMILY NAME	INVENTOR'S SIGNATURE	DATE*
Residence (City, State & Country)		CITIZENSHIP	
POST OFFICE ADDRESS (Complete Street Address including City, State & Country)			

* DATE OF SIGNATURE